IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY NINETH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 10707 of 2004

Between:

V. Vijayaratnam S/o V. Laxmana Swamy
Gr.II Telugu Pandit, O/o TWAH School, Lothugedda, Chintapalli Mandal,
Visakhapatnam District

..... PETITIONER

AND

1 The Commissioner for Tribal Welfare, Hyderabad, A.P.,
2 The Director for Tribal Welfare, Hyderabad, A.P.,
3 The District Educational Officer, Visakhapatnam district
4 The Project Officer, ITDA Paderu, Visakhapatnam
5 The District Tribal Welfare Officer, Pederu, Visakhapatnam District
6 The District Treasury Officer, Visakhapatnam District
7 The District Audit Officer, Visakhapatnam District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more in the nature of Certiorari calling for the records pertaining to impugned judgment dt 13-06-2002 in O.A. No. 2000 of 2002 read with judgment dt 13-06-2002 in O.A. No. 377 of 2001 and batch on the file of A.P.A T and quash the same in so far as the petitioner herein is concerned and consequently declare the G.O.Ms. No. 176 Education dt 22-12-2000 as null and void and further declare that the petitioner is entitled for up gradation to the post of Gr. I Pandit in terms of G.O.Ms. No. 330 dt 10-08-1983 dehorse the cut off date i.e., 11-03-1982 by extending the benefit of judgment dt 17-08-1989 in R.P. No. 2158 of 1986 and G. O. Rt. No. 644 Education dt -7-12-2000 as was extended to other similar situated persons including juniors with all consequential benefits and by holding the action of

the respondents in not extending the benefit of up-gradation to the petitioners on par with similarly situated persons without any valid reason or justification is illegal, arbitrary, discriminatory and subversive of Articles 14 and 16 of the Constitution of India.

For the Petitioner:MR.CH.JAGANNADHA RAO, ADVOCATE.

For the Respondents 1 to 7:GP FOR SOCIAL WELFARE

The Court Made the Following :

O R D E R:

It is submitted by the Learned Counsel for the petitioners that this writ petition is covered by the decision of this Court in W.P.No. 26260 of 2000 and batch dated 12-09-2003.

In view of the submission and following the ratio in the above judgment, this writ petition is disposed of in terms of the order referred to above. A copy of the order in W.P.No.26260 of 2000 and batch shall be annexed to this order. No costs.

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29-06-2004

ASST.REGISTRAR

To

1 The Commissioner for Tribal Welfare, Hyderabad, A.P.,
2 The Director for Tribal Welfare, Hyderabad, A.P.,
3 The District Educational Officer, Visakhapatnam district
4 The Project Officer, ITDA Paderu, Visakhapatnam
5 The District Tribal Welfare Officer, Pederu, Visakhapatnam District
6 The District Treasury Officer, Visakhapatnam District
7 The District Audit Officer, Visakhapatnam District

8. Two CCs to Government Pleader for Social Welfare,

High Court of A.P., Hyderabad. (O.U.T)

9. Two CD copies.

Rns.